

**CITY OF EL PASO, TEXAS
AGENDA ITEM
DEPARTMENT HEAD'S SUMMARY FORM**

DEPARTMENT: Engineering and Construction Management

AGENDA DATE: September 27, 2011

CONTACT PERSON NAME AND PHONE NUMBER: R. Alan Shubert, P.E., City Engineer X4423

DISTRICT(S) AFFECTED: 1, 2, 4, 5, 6, and 8

SUBJECT:

Discussion and action on a request that the Engineering and Construction Management Department be authorized to issue purchase orders to ExerPlay, Inc., PlayWell, and PlayPower Lt Farmington, Inc./All Play, Inc., contractors under the Texas Association of School Boards Purchasing Cooperative, Contract #346-10, for playground equipment. Participation by the City of El Paso in the Texas Association of School Boards Purchasing Cooperative was approved by City Council September 19, 2006.

BACKGROUND / DISCUSSION:

The City can purchase equipment at a lower cost to the City utilizing cooperative purchasing networks such as the BuyBoard through the Texas Association of School Boards from ExerPlay, Inc., PlayWell, and PlayPower, Lt Farmington, Inc./All Play, Inc. Previous procurements utilizing the 2008 Reprogramming Playground and Swings program demonstrated that the City obtains high volume discount pricing using the BuyBoard rather than procuring the equipment through the request for proposal low bid procurement process. The price for equipment using the Cooperative Agreement is \$644,000.00 and includes equipment, labor, freight, and installation.

PRIOR COUNCIL ACTION:

Participation by the City of El Paso in the Texas Association of School Boards Purchasing Cooperative was approved by City Council September 19, 2006.

AMOUNT AND SOURCE OF FUNDING:

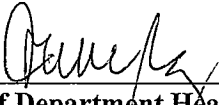
\$644,000.00 - Parkland Dedication Funds, Reprogrammed 2006 Certificates of Obligation, Neighborhood Improvement Program, 2004 General Obligation Bonds (Portland Open Space) and Texas Parks and Wildlife Department Grant (Three Hills Park Trail)

BOARD / COMMISSION ACTION:

N/A

*****REQUIRED AUTHORIZATION*****

DEPARTMENT HEAD:


(If Department Head Summary Form is initiated by Purchasing, client department should sign also)

Information copy to appropriate Deputy City Manager

**COOPERATIVE PURCHASING NETWORK
PROJECT FORM**

DATE: September 14, 2011

PROJECT: Park Equipment
DEPARTMENT: Engineering and Construction Management
FUNDING SOURCE: Parkland Dedication Funds, Reprogrammed 2006 Certificates of
Obligation, Neighborhood Improvement Program, 2004 General
Obligation Bonds (Portland Open Space) and Texas Parks and
Wildlife Department Grant (Three Hills Park Trail)

REPRESENTATIVE DISTRICT (S): 1, 2, 4, 5, 6, and 8

RECOMMENDATION: Vendor: ExerPlay, Inc.
PlayWell
PlayPower Lt Farmington, Inc./All Play, Inc.
Amount: \$644,000.00

Discussion and action on a request that the Engineering and Construction Management Department be authorized to issue purchase orders to ExerPlay, Inc., PlayWell, and PlayPower Lt Farmington, Inc./All Play, Inc., contractors under the Texas Association of School Boards Purchasing Cooperative, Contract #346-10, for playground equipment. Participation by the City of El Paso in the Texas Association of School Boards Purchasing Cooperative was approved by City Council September 19, 2006.

TOTAL RECOMMENDED ESTIMATED AWARD: \$644,000.00

COUNCIL APPROVED ☐ REJECTED ☐ MUNICIPAL CLERK _____

APPROVED:

COUNCIL MEETING DATE: September 27, 2011



R. Alan Shubert, P.E., City Engineer

Buy Board Vendor

Exerplay, Inc.

Park Name	Playground Budget Request
Chester Jordan Park	\$65,000
Three Hills Park Trail	\$40,000
Portland Open Space	\$8,000
Magoffin Park	\$70,000
Sandstone Ranch Estates	\$70,000
Valley Creek Park	\$10,000
Total Purchase	\$263,000


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Phone: 800-695-2919

Fax: 800-211-5454

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Vendor Contract Information

[Proposal Documents](#)
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Vendor: ExerPlay, Inc.

Address: P.O.Box 1160
Cedar Crest, NM 87008

Phone: (800) 457-5444

Contact: Charles DeBuck

Email: charles@exerplay.com

Website: www.exerplay.com

Federal ID: 85-0390320

Accepts RFQs: Yes

Parks, Recreation & Field Lighting Products &

Contract: Installation #346-10

Effective Date: 10/1/2010

Expiration Date: 9/30/2013

Payment Terms: Net 30 days

Delivery Days: 40

Shipping Terms: Freight prepaid by vendor and added to invoice

Freight Terms: FOB Shipping Point

Ship Via: Common Carrier

Quote Reference

Number: 346-10

Regions Served: Texas Regions 1-3, 14-20

States Served: All States

Additional Landscape Structures: for sales outside of Texas

Information: please contact Landscape Structures directly.

Additional

Dealers: Dallas TX,

[\[Log Out \]](#)

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P.O. Box 400
Austin, Texas 78767-0400
512-467-0222
800-695-2919
Fax: 800-211-5454
www.buyboard.com

July 29, 2010

Sent Via E-mail: charles@exerplay.com

Charles DeBuck
ExerPlay, Inc.
P.O.Box 1160
Cedar Crest, NM 87008

Proposal Name & Number: Parks, Recreation & Field Lighting Products & Installation #346-10

Dear Charles DeBuck:

Congratulations, your company has been successful on the above referenced proposal! This contract will be effective October 1, 2010.

To see the items your company has been awarded, please review the proposal tabulation #346-10 on the following website: www.vendor.buyboard.com. Only items marked as awarded to your company can be sold through the BuyBoard contract. In addition, on this website you will find the membership list which will provide you with the names of all entities with membership in our purchasing cooperative.

Attached to this letter you will find the following documents:

- Vendor Quick Reference Sheet
- Electronic Catalog Format Instructions

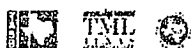
Receipt of a purchase order directly from a Cooperative member is not within the guidelines of the coop. Accepting orders directly from member entities may result in a violation of the State of Texas competitive bid statute and cancellation of the proposal award. Therefore, all orders must be processed through the Cooperative in order to comply. We request your assistance in immediately forwarding by fax (1-800-211-5454) to the cooperative any orders received directly from member entities. If by chance an order sent directly to you has been unintentionally processed, please fax it to the Cooperative (1-800-211-5454) and note it as **RECORD ONLY** to prevent duplication.

Per proposal specifications, awarded vendors will have 60 days to submit their electronic catalog including pricing. If the electronic data is not provided within 60 days of notice of award, we reserve the right to inactivate any company's award information from the Buyboard until such time the electronic data is received.

On behalf of the Texas Association of School Boards, we appreciate your interest in the Cooperative and we are looking forward to your participation in the program. If you have any questions, please contact me at 512-467-0222, ext. 7127 or 1-800-695-2919.

Sincerely,

Melonie Perry
Bid Administrator



The Texas Local Government Purchasing Cooperative is a joint project of the
Texas Association of School Boards, Texas Municipal League, and Texas Association of Counties



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NOTICE OF PROPOSAL INVITATION

Proposal Name: Parks, Recreation & Field Lighting
Products & Installation

Proposal Opening Date and Time:
April 6, 2010 @ 2:30 PM

Proposal Number: 346-10

Location of Proposal Opening:
Texas Association of School Boards
Cooperative Purchasing Department
12007 Research Blvd.
Austin, TX 78759

Board Meeting Date: July, 2010

Contract Time Period: October 1, 2010 through
September 30, 2011 with two possible one-year
extensions.

The undersigned authorized representative of the proposing company indicated below hereby acknowledges:

1. That he/she is authorized to enter into contractual relationships on behalf of the proposing company indicated below, and
2. That he/she has carefully examined this Proposal Notice, the accompanying Proposal Forms (whether in printed or electronic form), and the General Terms and Conditions and Item Specifications associated with this Proposal Invitation, and acknowledges the right of the Cooperative to maintain facsimile signatures as originals, and
3. That he/she proposes to supply any products or services submitted under this Proposal Invitation at the prices quoted and in strict compliance with the General Terms and Conditions, and Item Specifications associated with this Proposal Invitation, unless any exceptions are noted in writing with this proposal response, and
4. That if any part of this proposal is accepted, he/she will furnish all products or services awarded under this proposal at the prices quoted and in strict compliance with the General Terms and Conditions, and Item Specifications associated with this Proposal Invitation, unless any exceptions are noted in writing with this proposal response, and
5. That any and all exceptions to the General Terms or Conditions of this proposal have been noted in writing in this proposal response, and that no other exceptions to the General Terms or Conditions will be claimed, and
6. That if any part of this proposal is accepted, he/she will satisfy the requirements identified in this Proposal Invitation related to (1) the submission of product information in electronic form for inclusion on the electronic catalog(s), (2) conducting business with Cooperative members and eligible nonprofit entities electronically, and (3) payment of a service fee in the amount of 2% of the dollar amount of purchase orders generated from any contract awarded under this Proposal Invitation.
7. It is the intent of the Cooperative to allow member entities to seek quotes through the Buyboard from awarded vendors to achieve quantity discounts.
8. Pricing is guaranteed to be the best offered by the vendor to similar customers.
9. Awarded proposals will not be active on the BuyBoard until price sheets or catalogs are submitted in the proper format to be posted to the BuyBoard.

ExerPlay Inc.
Name of Proposing Company
PO Box 1160
STREET Address
Cedar Crest NM 87008
City, State, Zip
(800) 457-5444
Telephone Number of Authorized Company Official
(505) 281-0155
Fax Number of Authorized Company Official

April 5, 2010
Date
Charles DeBuck
Signature of Authorized Company Official
Charles DeBuck
Printed Name of Authorized Company Official
Business Manager
Position or Title of Authorized Company Official
85-0390320
Federal ID Number

RETURN THIS DOCUMENT (Forms A - K) IN SEALED PROPOSAL PACKAGE

Form A

Buy Board Vendor:**PlayWell****Park Name****Playground Budget Request**

Walter Clarke Park	\$12,500
Suffolk Park	\$3,500
Southside Park	\$8,500
Three Hills Park Trail	\$48,500
Portland Open Space	\$8,000
Magoffin Park	\$70,000
Sandstone Ranch Estates	\$70,000

Total Purchase**\$221,000**


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Phone: 800-695-2919

Fax: 800-211-5454

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Vendor Contract Information

[Proposal Documents](#)
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Vendor: The Playwell Group, Inc.

Address: 4743 Iberia Avenue, Ste C
 Dallas, TX 75207

Phone: (800) 726-1816

Contact: Claudia Wolosz

Email: claudia@playwellgroup.com

Website: www.playwellgroup.com

Federal ID: 75-2658108

Accepts RFQs: Yes

Parks, Recreation & Field Lighting Products &

Contract: Installation #346-10

Effective Date: 10/1/2010

Expiration Date: 9/30/2013

Payment Terms: Net 30 days

Delivery Days: 75

Shipping Terms: Freight prepaid by vendor and added to invoice

Freight Terms: FOB Shipping Point

Ship Via: Common Carrier

Quote Reference

Number: 346-10

Regions Served: All Texas Regions

States Served: Arkansas, New Mexico, Texas

Return Policy: 30 days if not installed, restocking fee.

Additional

Dealers: Installation work is performed by Playworks, Inc.

[\[Log Out \]](#)

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P.O. Box 400
Austin, Texas 78767-0400
512-467-0222
800-695-2919
Fax: 800-211-5454
www.buyboard.com

July 29, 2010

Sent Via E-mail: claudia@playwellgroup.com

Claudia Wolosz
The Playwell Group, Inc.
4743 Iberia Avenue, Ste C
Dallas, TX 75207

Proposal Name & Number: Parks, Recreation & Field Lighting Products & Installation #346-10

Dear Claudia Wolosz:

Congratulations, your company has been successful on the above referenced proposal! This contract will be effective October 1, 2010.

To see the items your company has been awarded, please review the proposal tabulation #346-10 on the following website: www.vendor.buyboard.com. Only items marked as awarded to your company can be sold through the BuyBoard contract. In addition, on this website you will find the membership list which will provide you with the names of all entities with membership in our purchasing cooperative.

Attached to this letter you will find the following documents:

- Vendor Quick Reference Sheet
- Electronic Catalog Format Instructions

Receipt of a purchase order directly from a Cooperative member is not within the guidelines of the coop. Accepting orders directly from member entities may result in a violation of the State of Texas competitive bid statute and cancellation of the proposal award. Therefore, all orders must be processed through the Cooperative in order to comply. We request your assistance in immediately forwarding by fax (1-800-211-5454) to the cooperative any orders received directly from member entities. If by chance an order sent directly to you has been unintentionally processed, please fax it to the Cooperative (1-800-211-5454) and note it as **RECORD ONLY** to prevent duplication.

Per proposal specifications, awarded vendors will have 60 days to submit their electronic catalog including pricing. If the electronic data is not provided within 60 days of notice of award, we reserve the right to inactivate any company's award information from the Buyboard until such time the electronic data is received.

On behalf of the Texas Association of School Boards, we appreciate your interest in the Cooperative and we are looking forward to your participation in the program. If you have any questions, please contact me at 512-467-0222, ext. 7127 or 1-800-695-2919.

Sincerely,

Melonie Perry
Bid Administrator



The Texas Local Government Purchasing Cooperative is a joint project of the
Texas Association of School Boards, Texas Municipal League, and Texas Association of Counties



5351V

NOTICE OF PROPOSAL INVITATION

Proposal Name: Parks, Recreation & Field Lighting
Products & Installation

Proposal Opening Date and Time:
April 6, 2010 @ 2:30 PM

Proposal Number: 346-10

Location of Proposal Opening:
Texas Association of School Boards
Cooperative Purchasing Department
12007 Research Blvd.
Austin, TX 78759

Contract Time Period: October 1, 2010 through
September 30, 2011 with two possible one-year
extensions.

Board Meeting Date: July, 2010

- The undersigned authorized representative of the proposing company indicated below hereby acknowledges:
1. That he/she is authorized to enter into contractual relationships on behalf of the proposing company indicated below, and
 2. That he/she has carefully examined this Proposal Notice, the accompanying Proposal Forms (whether in printed or electronic form), and the General Terms and Conditions and Item Specifications associated with this Proposal Invitation, and acknowledges the right of the Cooperative to maintain facsimile signatures as originals, and
 3. That he/she proposes to supply any products or services submitted under this Proposal Invitation at the prices quoted and in strict compliance with the General Terms and Conditions, and Item Specifications associated with this Proposal Invitation, unless any exceptions are noted in writing with this proposal response, and
 4. That if any part of this proposal is accepted, he/she will furnish all products or services awarded under this proposal at the prices quoted and in strict compliance with the General Terms and Conditions, and Item Specifications associated with this Proposal Invitation, unless any exceptions are noted in writing with this proposal response, and
 5. That any and all exceptions to the General Terms or Conditions of this proposal have been noted in writing in this proposal response, and that no other exceptions to the General Terms or Conditions will be claimed, and
 6. That if any part of this proposal is accepted, he/she will satisfy the requirements identified in this Proposal Invitation related to (1) the submission of product information in electronic form for inclusion on the electronic catalog(s), (2) conducting business with Cooperative members and eligible nonprofit entities electronically, and (3) payment of a service fee in the amount of 2% of the dollar amount of purchase orders generated from any contract awarded under this Proposal Invitation.
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 9. Awarded proposals will not be active on the BuyBoard until price sheets or catalogs are submitted in the proper format to be posted to the BuyBoard.

The PlayWell Group, Inc.
Name of Proposing Company

4743 Iberia Ave., Ste. C
STREET Address

Dallas, TX 75207
City, State, Zip

800-726-1816
Telephone Number of Authorized Company Official

800-560-9150
Fax Number of Authorized Company Official

March 31, 2010

Date
Matisse Martinez
Signature of Authorized Company Official

Matisse Martinez
Printed Name of Authorized Company Official

President
Position or Title of Authorized Company Official

75-2658108
Federal ID Number

RETURN THIS DOCUMENT (Forms A - K) IN SEALED PROPOSAL PACKAGE

Form A

Buy Board Vendor

PlayPower Lt

Park Name

Playground Budget Request

Valley Creek Park

\$160,000

Total Purchase

\$160,000


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Phone: 800-695-2919

Fax: 800-211-5454

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Vendor Contract Information

[Proposal Documents](#)
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Vendor: PlayPower LT Farmington, Inc./All Play, Inc.

Address: 13909 Van Wall
Houston, TX 77040

Phone: (713) 939-9888

Contact: Kurt Futrell

Email: allplay@allplayinc.com

Website: www.playpower.com

Federal ID: 34-1725366

Accepts RFQs: Yes

Parks, Recreation & Field Lighting Products &

Contract: Installation #346-10

Effective Date: 10/1/2010

Expiration Date: 9/30/2013

Payment Terms: Net 30 days

Delivery Days: 10

Shipping Terms: Freight prepaid by vendor and added to invoice

Freight Terms: FOB Shipping Point

Ship Via: Common Carrier

Quote Reference

Number: 346-10

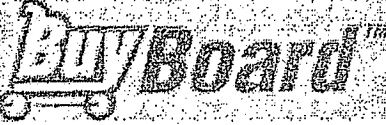
Regions Served: All Texas Regions

States Served: Texas

Return Policy: 20% restocking fee.

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P.O. Box 400
Austin, Texas 78767-0400
512-467-0222
800-695-2919
Fax: 800-211-5454
www.buyboard.com

July 29, 2010

Sent Via E-mail: allplay@allplayinc.com

Kurt Futrell
All Play, Inc.
13903 Van Wall
Houston, TX 77040

Proposal Name & Number: Parks, Recreation & Field Lighting Products & Installation #346-10

Dear Kurt Futrell:

Congratulations, your company has been successful on the above referenced proposal! This contract will be effective October 1, 2010.

To see the items your company has been awarded, please review the proposal tabulation #346-10 on the following website: www.vendor.buyboard.com. Only items marked as awarded to your company can be sold through the BuyBoard contract. In addition, on this website you will find the membership list which will provide you with the names of all entities with membership in our purchasing cooperative.

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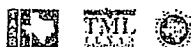
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Sincerely,

Melonie Perry
Bid Administrator



The Texas Local Government Purchasing Cooperative is a joint project of the
Texas Association of School Boards, Texas Municipal League, and Texas Association of Counties



5343

NOTICE OF PROPOSAL INVITATION

Proposal Name: Parks, Recreation & Field Lighting
Products & Installation

Proposal Opening Date and Time:
April 6, 2010 @ 2:30 PM

Proposal Number: 346-10

Location of Proposal Opening:
Texas Association of School Boards
Cooperative Purchasing Department
12007 Research Blvd.
Austin, TX 78759

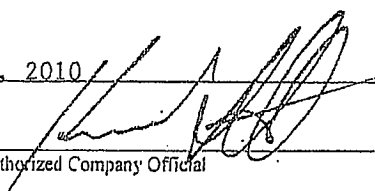
Board Meeting Date: July, 2010

Contract Time Period: October 1, 2010 through
September 30, 2011 with two possible one-year
extensions.

The undersigned authorized representative of the proposing company indicated below hereby acknowledges:

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5. That any and all exceptions to the General Terms or Conditions of this proposal have been noted in writing in this proposal response, and that no other exceptions to the General Terms or Conditions will be claimed, and
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9. Awarded proposals will not be active on the BuyBoard until price sheets or catalogs are submitted in the proper format to be posted to the BuyBoard.

All Play, Inc.
Name of Proposing Company
13903 Van Wall
STREET Address
Houston, Texas 77040
City, State, Zip
713-939-9888
Telephone Number of Authorized Company Official
713-939-0304
Fax Number of Authorized Company Official

April 6, 2010
Date

Signature of Authorized Company Official
Kurt Futrell
Printed Name of Authorized Company Official
President
Position or Title of Authorized Company Official
76-0320006
Federal ID Number

RETURN THIS DOCUMENT (Forms A - K) IN SEALED PROPOSAL PACKAGE

Form A